

# WASHINGTON STATE DEPARTMENT OF HEALTH BOARD OF PHYSICAL THERAPY PUBLIC MEETING MINUTES

Tuesday, June 17, 2008

9:00 a.m.

Oxford Suites

1701 E Yakima Avenue - Yakima, Washington

On June 17, 2008, the Board of Physical Therapy met at The Oxford Suites, 1701 E Yakima Ave, Yakima, WA. In accordance with the Open Public Meetings Act, notices were sent to individuals requesting notification of meetings.

## **MEMBERS PRESENT**

CHARLES MARTIN, PT, DPT, CHAIR  
PAULA MAYS, PT, VICE CHAIR  
BRETT WINDSOR, PT  
MARSHA MELNICK, PT, PHD - ABSENT  
SU SAWYER, PUBLIC MEMBER

## **STAFF PRESENT**

KRIS WAIDELY, PROGRAM MANAGER  
JENNIFER SOMMER, PROGRAM SUPPORT  
MIKE BROWN, STAFF ATTORNEY  
TAYLOR STAIR, DISCIPLINARY MANAGER  
MARK CALKINS, AAG  
JOY KING, EXECUTIVE DIRECTOR

## **GUESTS PRESENT**

PATRICIA R. MUCHMORE  
MELISSA JOHNSON  
AMANDA KLATKIEWICZ

## **OPEN SESSION**

### **1. CALL TO ORDER**

- 1.1 Approval of Agenda – The agenda was approved with the removal of item 7.
- 1.2 Approval of Meeting Minutes from April 22, 2008 – Minutes were approved with one change. Clarification was added showing that the executive session was called to have a discussion regarding potential litigation regarding ADA accommodations.
- 1.3 Approval of Disciplinary Meeting Minutes from April 22, 2008 – Minutes were approved as presented.

2. **2008 SPRING LEADERSHIP FORUM** – Charles Martin, DPT, Board Chair, provided an overview of the agency sponsored leadership event he attended on May 8, 2008. There was discussion regarding the Health Systems Quality Assurance changes and progress of the reorganization. Laurie Jenkins, Assistant Secretary has resigned and Karen Jensen is currently the acting Assistant Secretary. Steve Saxe has been named the new Office Director for Health Professions and Facilities (HPF).

There was discussion regarding quality improvement of organizations. If an organization has a problem and wants to use the process to correct the problem, there is protection from public disclosure of information. Disciplinary action may be avoided by giving the individual the opportunity to correct the problem.

The Uniform Disciplinary Task Force recommended several changes be made to the Uniform Disciplinary Act (UDA).

There was also discussion regarding the Washington Health Portal – Heal-WA. The recommendation from the Governor's Blue Ribbon Commission on Health Care Costs and Access was to develop a statewide information portal. The legislation identified 15 professions that will be required to pay \$25 in addition to their annual license renewal fee to support the portal. The \$25 fee provides online access to the University of Washington Health Science Library.

3. **HB 1103 IMPLEMENTATION** – Brett Windsor, PT, updated the board on the progress of crafting a new disciplinary sanction schedule. The new legislation requires the creation of a document that consolidates the disciplinary guidelines. The project must be completed by October 2008. The meeting focused on practice below standards and there was a lot of discussion regarding criminal convictions. The next meeting is scheduled for July 2, 2008, in Kent.
4. **SPECIAL ACCOMMODATIONS** – Board members continued discussion on a board policy to approve reasonable and appropriate accommodations for candidates taking the National Physical Therapy Examination (NPTE). Mark Calkins, AAG, recommended the board create a policy and procedure, a request form and a professional evaluator form to address concerns from NPTE. The board asked Kris Waidely, Program Manager to work with Oscar Chaves, AAG to create a first draft for their review at the August meeting.
5. **POLICY REVIEW** – The board reviewed, amended, and rescinded unnecessary board policies.

**Rescinded:** Complaints against Board Members – Procedure, Policy 2.3; Federation Meetings/Delegate Participation, Policy 2.4; Application Review, Policy 4.1; NPTE Examination – Reporting of Examination Results, Policy 5.2; Jurisprudence Exam,

Policy 5.3; Requests for Extension and/or Exception to Continuing Competency Requirement for Renewal, Policy 6.1; Affirmative Responses to Personal Data Questions, Policy 6.3; Investigations – Contact with Investigators, Policy 7.2; and Advertising for Physical Therapy by Unlicensed Individuals, Policy 7.8.

**Amended:** Election of Officers, Policy 2.2; Use of the Term “Sports Medicine”, Policy 3.2; Board Approved Credential Evaluation Services, Policy 4.2; Application Status – Available to Applicant Only, Policy 4.3; Graduates from Unapproved Physical Therapy Programs – Addendum, Policy 4.7a; and Acceptable Clinical Training/Coursework under WAC 246-915-020(3), Policy 5.4.

The board requested that Guidelines for Mental Health Evaluators, Policy 7.5 be brought back to them after it is compared with HB 1103.

6. **PROCESS AND DISCIPLINARY ACTION PROCEDURES BY THE WASHINGTON STATE LICENSING BOARD** – The board began preparation for the continuing education course they will offer at the Physical Therapy Association of Washington (PTWA) Conference to be held October 25, 2008. Chuck Martin and Paula Dillon Mays volunteered to work with staff on a presentation. The board will present the top ten disciplinary cases, a mock disciplinary hearing, and a question and answer period. A draft will be taken to the August meeting for board review.
7. **BOARD OF PHYSICAL THERAPY BUSINESS PLAN** – The board decided to wait to review the business plan until the operating agreement is opened.
8. **CORRESPONDENCE** – The board reviewed, discussed, and drafted responses to correspondence received from the public.
9. **PROGRAM REPORT** – The Program Manager discussed:
  - a. Budget update and charts – Physical Therapy is not overspent and is on track with budget projections.
  - b. Jurisdiction reports from the Federation of State Boards of Physical Therapy (FSBPT) – Kris Waidely explained the Continuing Education (CE) table and examination remediation.
  - c. Other – There were no other issues.
  - d. Planning for future meetings – At the next meeting the board will: Review the PTWA outline, look over the corrected policies, and consider the ADA accommodation policy.
10. **OPEN FORUM FOR PUBLIC INPUT** - Members of the public were asked if they had questions or concerns on any of the agenda items. None were noted.
11. **EXECUTIVE SESSION** – No executive session was held.

## **CLOSED SESSION**

### **12. REVIEW OF APPLICATIONS**

Applicant A – approved  
Applicant B – approved  
Applicant C – needs NPTE  
Applicant D – needs NPTE  
Applicant E – approved

## **OPEN SESSION**

**13. ADJOURNMENT** – The meeting was adjourned at 2:40 p.m.

Respectfully submitted:

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Kris Waidely, Program Manager

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Charles Martin, PT, DPT, Board Chair